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DATE MAILED: 03/03/2005

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
10/044,613	01/11/2002	Antonio T. Latto	INTL-0624-US (P11955)	9479	
7590 03/03/2005			EXAMINER		
Timothy N. Trop			NGUYEN, THUAN T		
TROP, PRUNE	ER & HU, P.C.		<u> </u>		
STE. 100	·		ART UNIT	PAPER NUMBER	
8554 KATY FWY.			2685		
HOUSTON T	Y 77024-1805		-		

Please find below and/or attached an Office communication concerning this application or proceeding.

## Advisory Action Before the Filing of an Appeal Brief

Application No.	Applicant(s)		
10/044,613	LATTO ET AL.		
Examiner	Art Unit		
THUAN T. NGUYEN	2685		

	THUAN T. NGUYEN	2685				
The MAILING DATE of this communication appe	ars on the cover sheet with the	correspondence add	ress			
THE REPLY FILED 04 March 2004 FAILS TO PLACE THIS AP	PLICATION IN CONDITION FOR	ALLOWANCE.				
<ol> <li>The reply was filed after a final rejection, but prior to filing must timely file one of the following replies: (1) an amend condition for allowance; (2) a Notice of Appeal (with appe Examination (RCE) in compliance with 37 CFR 1.114. Th</li> </ol>	a Notice of Appeal. To avoid abar ment, affidavit, or other evidence, al fee) in compliance with 37 CFR e reply must be filed within one of	ndonment of this applic which places the appl 41.31; or (3) a Reque	ication in st for Continued			
a) Market The period for reply expires 3 months from the mailing date						
b) The period for reply expires on: (1) the mailing date of this A no event, however, will the statutory period for reply expire is	ater than SIX MONTHS from the mailir	ng date of the final rejecti	on.			
Examiner Note: If box 1 is checked, check either box (a) or TWO MONTHS OF THE FINAL REJECTION. See MPEP 7 Extensions of time may be obtained under 37 CFR 1.136(a). The date	06.07(f).					
have been filed is the date for purposes of determining the period of ex under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the set forth in (b) above, if checked. Any reply received by the Office later may reduce any earned patent term adjustment. See 37 CFR 1.704(b) NOTICE OF APPEAL	tension and the corresponding amount shortened statutory period for reply orig r than three months after the mailing da	of the fee. The appropriate and office of the fee.	iate extension fee ce action: or (2) a			
2. The reply was filed after the date of filing a Notice of Appe was filed on A brief in compliance with 37 CFR 4 Appeal (37 CFR 41.37(a)), or any extension thereof (37 Chas been filed, any reply must be filed within the time per AMENDMENTS	1.37 must be filed within two month CFR 41.37(e)), to avoid dismissal o	ns of the date of filing	the Notice of			
3. The proposed amendment(s) filed after a final rejection,	but prior to the date of filing a brief	, will not be entered b	ecause			
<ul> <li>(a) ☐ They raise new issues that would require further co</li> <li>(b) ☐ They raise the issue of new matter (see NOTE belo</li> </ul>	nsideration and/or search (see NC	TE below);				
(c) They are not deemed to place the application in being appeal; and/or		educing or simplifying	the issues for			
(d) They present additional claims without canceling a	corresponding number of finally re	jected claims.				
NOTE: (See 37 CFR 1.116 and 41.33(a)).		•				
4. The amendments are not in compliance with 37 CFR 1.1.	21. See attached Notice of Non-Co	ompliant Amendment	(PTOL-324).			
5. Applicant's reply has overcome the following rejection(s)	:		•			
6. Newly proposed or amended claim(s) would be al non-allowable claim(s).			•			
For purposes of appeal, the proposed amendment(s): a) how the new or amended claims would be rejected is protected. The status of the claim(s) is (or will be) as follows: Claim(s) allowed: None. Claim(s) objected to: 17.	will not be entered, or b)   wided below or appended.   output  mathematical will be a common will be	ill be entered and an e	explanation of			
Claim(s) objected to: <u>77.</u> Claim(s) rejected: <u>1-21.</u>						
Claim(s) withdrawn from consideration:						
AFFIDAVIT OR OTHER EVIDENCE						
<ol> <li>The affidavit or other evidence filed after a final action, but because applicant failed to provide a showing of good and was not earlier presented. See 37 CFR 1.116(e).</li> </ol>	d sufficient reasons why the affida	vit or other evidence is	s necessary and			
9. The affidavit or other evidence filed after the date of filing entered because the affidavit or other evidence failed to of showing a good and sufficient reasons why it is necessary	overcome <u>all</u> rejections under appe y and was not earlier presented. S	eal and/or appellant fai See 37 CFR 41.33(d)(	ls to provide a 1).			
10. ☐ The affidavit or other evidence is entered. An explanatio REQUEST FOR RECONSIDERATION/OTHER	n of the status of the claims after e	entry is below or attach	ned.			
11.  The request for reconsideration has been considered bu See Continuation Sheet.	t does NOT place the application i	n condition for allowar	nce because:			
12. Note the attached Information Disclosure Statement(s). (PTO/SB/08 or PTO-1449) Paper No(s).						
13.  Other:		- , <u>— — —                                 </u>				

U.S. Patent and Trademark Office PTOL-303 (Rev. 9-04) Continuation of 11. does NOT place the application in condition for allowance because: the claim languages of claims 1-21 do not overcome the art rejection of office action, and they do not appear to be in a better form in a condition for allowance (referred to Final action with arguments). Regarding the rejection of claim 17, the 112-2nd could be removed; however, with enough talks about "substantially all" and "significant", Chen still reads on the claims on the fact that the removable faceplate eventually covers substantially all of the first surface, which is the surface of the base unit because applicants did not further address where is the boundary and limit of substantially all of the first surface to which amount (as argued in the After Final remarks).

EDWARD F. URBAN SUPERVISORY PATENT ENAMERER

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